

STATE OF WISCONSIN

Senate Journal

Eighty-Seventh Regular Session

TUESDAY, May 21, 1985

10:00 A.M.

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

By request of the president of the senate, with unanimous consent, the calling of the roll was dispensed with.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 227

Relating to waiver of good time or right to mandatory release and providing rule-making authority.

By Senators Moen, Otte, Chvala, Hanaway and Davis; cosponsored by Representatives Tesmer, D. Travis, Schneiders, Robinson and Goetsch.

To committee on Agriculture, Health and Human Services.

Senate Bill 228

Relating to awards of costs to individuals and small businesses.

By Senators Feingold, McCallum, Harsdorf, Roshell, Hanaway, Van Sistine, Cullen, Ulichny and Lorman; cosponsored by Representatives Shoemaker, T. Thompson, Antaramian, Wineke, Gronemus, Manske and Radtke.

To committee on Judiciary and Consumer Affairs.

Senate Bill 229

Relating to regulating the maximum finance charge.

By Senators Cullen, Chvala, Kincaid, Lee, Feingold, Otte, Van Sistine and Andrea; cosponsored by Representatives D. Travis, Williams, M. Coggs, Seery, Becker, Grobschmidt, Looby, Holschbach, R. Young, Gruszynski, S. Coggs and Notestein.

To committee on Aging, Banking, Commercial Credit and Taxation.

Senate Bill 230

Relating to cable television services and the authority of a city, village or town to impose a cable television system franchise fee.

By Senators Otte, Czarnecki, Kincaid, Andrea, Ulichny, Hanaway and Engeleiter; cosponsored by Representatives Becker, J. Young, Turba, Crawford, Williams, Hasenohrl, Fergus, Grobschmidt, Manske, Vergeront and Prosser.

To committee on Urban Affairs, Utilities and Elections.

Senate Bill 231

Relating to continuing the regulation of maximum finance charges on open-end consumer credit transactions.

By Senators Cullen, Chvala, Kincaid, Lee, Feingold, Otte, Van Sistine, Andrea and Plewa; cosponsored by Representatives D. Travis, Williams, M. Coggs, Seery, Becker, Grobschmidt, Volk, Barrett, Looby, Holschbach, R. Young, Gruszynski, Barca, S. Coggs and Notestein.

To committee on Aging, Banking, Commercial Credit and Taxation.

Senate Bill 232

Relating to bidding requirements for school district construction.

By Senator Ellis, by request of Charles Boldt.

To committee on Education and Government Operations.

COMMITTEE REPORTS

The committee on Agriculture, Health and Human Services reports and recommends for introduction:

Senate Bill 233

Relating to authorizing a physical therapist to practice without the referral of a physician, dentist or podiatrist.

By request of Wisconsin Physical Therapy Association.

Introduction:

Ayes, 6 -- Senators Moen, Otte, Norquist, Feingold, Ulichny and Harsdorf;

Noes, 1 -- Senator Lorman.

RODNEY C. MOEN

Chair

Read first time and referred to committee on Agriculture, Health and Human Services.

The committee on Labor, Business, Veterans Affairs and Insurance reports and recommends:

FRAUTSCHY, ROBERT M., of Marshfield, as a member of the Veterans Affairs Board, to serve for the term ending May 1, 1991.

Confirmation:

Ayes, 6 -- Senators Van Sistine, Roshell, Otte, Plewa, Kreul and Leean;

Noes, 0 -- None.

GRIFFITH, O. DAN, of Madison, as a member of the Veterans Affairs Board, to serve for the term ending May 1, 1991.

Confirmation:

Ayes, 6 -- Senators Van Sistine, Roshell, Otte, Plewa, Kreul and Lcean;

Noes, 0 -- None.

Senate Bill 9

Relating to the petroleum inspection fee, the administration and enforcement of the unfair sales provisions and making an appropriation.

Passage:

Ayes, 6 -- Senators Van Sistine, Roshell, Otte, Plewa, Kreul and Lcean;

Noes, 0 -- None.

JEROME VAN SISTINE
Chair

The committee on Transportation reports and recommends:

Senate Bill 88

Relating to prohibiting the possession of loaded and uncased weapons in certain vehicles and hunting from highways and providing penalties.

Introduction and adoption of senate substitute amendment 1:

Ayes, 6 -- Senators Otte, Roshell, Moen, Andrea, Kreul and Theno;

Noes, 0 -- None.

Introduction and adoption of senate amendment 1:

Ayes, 6 -- Senators Otte, Roshell, Moen, Andrea, Kreul and Theno;

Noes, 0 -- None.

Passage as amended:

Ayes, 6 -- Senators Otte, Roshell, Moen, Andrea, Kreul and Theno;

Noes, 0 -- None.

CARL OTTE
Chair

The committee on Agriculture, Health and Human Services reports and recommends:

SHAW, JAMES J., of Lake Mills, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1988.

Confirmation:

Ayes, 7 -- Senators Moen, Otte, Feingold, Ulichny, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

ROBERTSON, CAROL, of Milwaukee, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1988.

Confirmation:

Ayes, 7 -- Senators Moen, Otte, Feingold, Ulichny, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

NEAS, DEBORAH, of Oconomowoc, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1988.

Confirmation:

Ayes, 7 -- Senators Moen, Otte, Feingold, Ulichny, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

RODNEY C. MOEN
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Department of State

May 14, 1985

To the Honorable the Senate

I have the honor to transmit to you the following information pursuant to s. 13.685(7):

Sincerely,
DOUGLAS LAFOLLETTE
Secretary of State

NEWLY REGISTERED LOBBYISTS AND THEIR PRINCIPALS:

AXELROD, JON P., 121 S. Pinckney St., Madison, WI 53703 (608) 255-8891

1) Safeco Title Insurance Co., 2035 S. Arlington Heights Rd., Ste. 106, Arlington Heights, IL 60006 (312) 593-1700 (any function or activity of any branch, department or phase of federal, state or local government, agriculture, outdoors or environment, taxation, regulation of business, finance or insurance, or other topics pertaining to the general public health or welfare)

BOULLION, JAMES, c/o James Boullion Assoc., 14 S. Carroll St., Madison, WI 53703 (608) 257-4664

1) Petersen Health Care of Wisconsin, Inc., Attn: Terry Friese, 900 Boyce Dr., P.O. Box 857, Rhinelander, WI (715) 362-7676 (nursing home requirements)

KLAUSER, JAMES R., 121 S. Pinckney St., Madison, WI 53703 (608) 255-8891

1) Golden Rule Insurance Co., Golden Rule Building, The Waterfront, Indianapolis, IN 46224-4199 (317) 297-4123 (any function or activity of any branch, department or phase of federal, state or local government, agriculture, outdoors or environment, taxation, regulation of business, finance or insurance, or other topics pertaining to the general public health or welfare)

KUBISTA, ROY E., 5 Odana Ct., Madison, WI 53719 (608) 271-8850

Milwaukee District Council 48, AFSCME, Attn: John Paar, 3427 W. St. Paul Ave., Milwaukee, WI 53208 (414) 344-6868 (all legislation or administrative actions relating to or affecting labor organizations or public and private employees of their employers)

PESHEK, PETER A., 121 S. Pinckney St., Madison, WI 53703 (608) 255-8891

1) Golden Rule Insurance Co., Golden Rule Building, The Waterfront, Indianapolis, IN 46224-4199

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(317) 297-4123 (any function or activity of any branch, department or phase of federal, state or local government, agriculture, outdoors or environment, taxation, regulation of business, finance or insurance, or other topics pertaining to the general public health or welfare)

REMSIK, JEFFREY, P.O. Box 2635, Madison, WI 53701 (608) 251-1311

1) Health Insurance Assn. of America, Attn: Woodrow E. Eno, 332 S. Michigan Ave., Chicago, IL 60604 4362 (312) 322-0800 (health insurance); 2) Petersen Health Care of Wisconsin, Inc., Attn: Terry Friese, 900 Boyce Dr., P.O. Box 857, Rhinelander, WI (715) 362-7676 (nursing home reimbursements)

SHERREN, ARTHUR, Fawn Lake Rd., St. Germaine, WI 54558 (715) 542-3587

1) Assn. of Wisconsin Snowmobile Clubs, Inc., Attn: Arthur Sherren, P.O. Box 1029, Neenah, WI 54916 (414) 725-9133 (action pertaining to snowmobiling)

SICULA, PAUL E., 212 W. Wisconsin Ave., Milwaukee, WI 53203 (414) 271-8100

1) Great Lakes Products, Inc., 1489 N. Harding St., Indianapolis, IN 46202 1-800-428-4433 (the activities will be with regard to the regulation of products sold by Great Lakes Products, Inc.)

VARDA, ANTHONY R., 121 S. Pinckney St., Madison, WI 53703 (608) 255-8891

1) Safeco Title Insurance Co., 2035 S. Arlington Heights Rd., Ste. 106, Arlington Heights, IL 60006 (312) 593-1700 (any function or activity of any branch, department or phase of federal, state or local government, agriculture, outdoors or environment, taxation, regulation of business, finance or insurance, or other topics pertaining to the general public health or welfare)

WILLIAMSON, MARK C., c/o Geisler & Kay, S.C., 433 W. Washington Ave., Madison, WI 53703 (608) 257-4401

1) Assn. of Wisconsin Snowmobile Clubs, Inc., Attn: Arthur Sherren, P.O. Box 1029, Neenah, WI 54916 (414) 725-9133 (action pertaining to snowmobiling)

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

May 16, 1985

To the Honorable, the Senate:

The following bills, originating in the senate, have been approved, signed and deposited in the office of the Secretary of State:

Senate Bill	Act No.	Date Approved
76	17	May 16, 1985

Respectfully,
ANTHONY S. EARL
Governor

State of Wisconsin
Office of the Governor

May 15, 1985

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BRENT SMITH of Onalaska to the Public Defender Board pursuant to the statutes governing, to serve a term to expire May 1, 1988.

Respectfully,
ANTHONY S. EARL
Governor

Read and referred to committee on Judiciary and Consumer Affairs.

State of Wisconsin
Office of the Governor

May 15, 1985

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint PATRICIA McMAHON of Milwaukee to the Public Defender Board pursuant to the statutes governing, to serve a term to expire May 1, 1987.

Respectfully,
ANTHONY S. EARL
Governor

Read and referred to committee on Judiciary and Consumer Affairs.

State of Wisconsin
Office of the Governor

May 15, 1985

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CHARLES KAHN, JR. of Shorewood to the Public Defender Board pursuant to the statutes governing, to serve a term to expire May 1, 1986.

Respectfully,
ANTHONY S. EARL
Governor

Read and referred to committee on Judiciary and Consumer Affairs.

State of Wisconsin
Office of the Governor

May 15, 1985

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint VIRGINIA HART of Madison to the Public Defender Board pursuant to the statutes governing, to serve a term to expire May 1, 1988.

Respectfully,
ANTHONY S. EARL
Governor

Read and referred to committee on Judiciary and Consumer Affairs.

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State of Wisconsin
Office of the Governor

May 15, 1985

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CINDRA CARSON of Eau Claire to the Public Defender Board pursuant to the statutes governing, to serve a term to expire May 1, 1988.

Respectfully,
ANTHONY S. EARL
Governor

Read and referred to committee on Judiciary and Consumer Affairs.

State of Wisconsin
Office of the Governor

May 15, 1985

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint RONALD BRITTON of Milwaukee to the Public Defender Board pursuant to the statutes governing, to serve a term to expire May 1, 1987.

Respectfully,
ANTHONY S. EARL
Governor

Read and referred to committee on Judiciary and Consumer Affairs.

SENATE CLEARINGHOUSE ORDERS

Clearinghouse Rule 83-199

AN ORDER to renumber Opt 7.05 (2) and (3); to amend Opt 7.06 (1); to repeal and recreate Opt 7.04; and to create Opt 1.04, 7.05 (2) and (4) and 7.07, relating to optometry practice, unprofessional conduct and unprofessional advertising standards.

Submitted by Department of Regulation and Licensing.

Report received from agency, May 17, 1985.

Referred to committee on Agriculture, Health and Human Services, May 21, 1985.

Clearinghouse Rule 85-21

AN ORDER to create chapter DOD 10, relating to the certification of export loans to be financed by the Wisconsin housing and economic development authority.

Submitted by Department of Development.

Report received from agency, May 17, 1985.

Referred to committee on Economic Development, May 21, 1985.

The committee on Labor, Business, Veterans Affairs and Insurance reports and recommends:

Clearinghouse Rule 83-134

AN ORDER to create ch. Ind 82, relating to mining damage claims.

Submitted by Department of Industry, Labor & Human Relations.

No action taken.

Clearinghouse Rule 84-246

AN ORDER to create Adm 2.04 (8), relating to Veteran's Day ceremonies in the state capitol building or grounds.

Submitted by Department of Administration.

No action taken.

JEROME VAN SISTINE
Chair

The committee on Energy and Environmental Resources reports and recommends:

Clearinghouse Rule 84-187

AN ORDER to renumber NR 20.03 (1) (a) 6, (c) 3 and (d) 4; and to create NR 20.03 (1) (a) 6, (c) 3 and (d) 4, relating to closure of the fishing season for predacious fish in Round Lake, Waushara county.

Submitted by Department of Natural Resources.

No action taken.

Clearinghouse Rule 84-192

AN ORDER to amend NR 30.01 (1) (L), relating to the establishment of an intensive fire protection zone in the towns of Green Valley, Texas, Emmet, Marathon, Halsey, Hamburg, Berlin and Maine in Marathon county.

Submitted by Department of Natural Resources.

No action taken.

Clearinghouse Rule 84-216

AN ORDER to create ch. NR 305, relating to response times for issuance of water regulation permits or approvals affecting businesses.

Submitted by Department of Natural Resources.

No action taken.

Clearinghouse Rule 84-248

AN ORDER to amend NR 25.05 (1) (d), relating to commercial harvest of chubs on Lake Michigan.

Submitted by Department of Natural Resources.

No action taken.

JOE STROHL
Chair

MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

I am directed to inform you that the assembly has agrees to a Committee of Conference on:

Assembly Bill 78, and appoints Representatives Holperin, Hubler and Matty as conferees on its part

By request of the president of the senate, with unanimous consent, the senate adjourned in honor of Sergeant-at-Arms Dan Fields' birthday.

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Upon motion of the president of the senate the senate
adjourned until 10:00 A.M. Thursday, May 23.
10:01 A.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 208

1. Page 9, line 9: substitute "agreed" for "agree".